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10 ATTORNEYS FOR PLAINTIFF  
 INTUITIVE SURGICAL OPERATIONS, INC.

11  
 12  
 13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA**  
 15

16  
 17 INTUITIVE SURGICAL OPERATIONS, INC.,  
 18 Plaintiff,  
 19 v.  
 20 JONATHAN LAM and DOES 1-10, inclusive,  
 21 Defendants.

Case No. 3:24-cv-7427

**DECLARATION OF CAMERON SLYE  
 IN SUPPORT OF PLAINTIFF  
 INTUITIVE SURGICAL OPERATIONS,  
 INC.'S *EX PARTE* MOTION FOR A  
 TEMPORARY RESTRAINING ORDER  
 AND FOR EXPEDITED DISCOVERY**

1 I, Cameron Slye, hereby declare as follows:

2 1. I, Cameron Slye, am employed by Plaintiff Intuitive Surgical Operations, Inc.  
3 (“Intuitive”), as its Director, Information Technology Security. I submit this Declaration in support  
4 of Intuitive’s Motion for a Temporary Restraining Order. The facts set forth in this Declaration  
5 are based on my own personal knowledge, following a reasonable and diligent inquiry. I could and  
6 would testify competently to such facts if called upon to do so.

7 2. I have served as Intuitive’s Director, Information Technology Security since April  
8 2022. My principal responsibility is to lead Intuitive’s security monitoring and incident response  
9 team, including by ensuring continuous threat detection, effective incident management, policy  
10 implementation, regular security assessments, and appropriate interdepartmental collaboration and  
11 coordination.

12 3. Intuitive takes extensive technological, physical, and other measures to ensure that  
13 unauthorized persons may not access, ascertain, or exploit the company’s trade secrets and  
14 confidential information. For example, Intuitive deploys robust and multi-layered network security  
15 protocols. As a starting point, Intuitive controls access its network and servers by using virtual  
16 private network (VPN) technology. Users are required to log into Intuitive’s secure VPN in order  
17 to access the company’s network and, once inside, employees are under strict controls as to who  
18 can access (or even ascertain the existence of) certain files and how they may do so. Intuitive also  
19 maintains separate controlled repositories relating to different aspects of Intuitive’s business and  
20 operations. Access to each is strictly controlled and requires special approval. Only personnel with  
21 a “need to know” are granted.

22 4. Intuitive deploys several forms of network monitoring, including data loss  
23 prevention technology to track and control network activity. Intuitive utilizes, for example, various  
24 information security tools to monitor file access through local and external applications, the  
25 transmission of information to certain external domains (including without limitation gmail.com),  
26 and other activities conducted on or through Intuitive’s resources.

5. Intuitive generally forbids the use of removable storage devices. Employees may transmit data to such devices only after requesting and receiving special permissions following a security review.

6. On or about October 7, 2024, my team received an automated alert via one of Intuitive's network monitoring and security tools that Defendant had transmitted a substantial volume of data from his Intuitive email account to [jonlam2228@gmail.com](mailto:jonlam2228@gmail.com). Pursuant to Intuitive security protocols, this triggered a human review to evaluate whether Defendant's outbound transmissions may have included any unauthorized exfiltration of Intuitive confidential information. Through that review, my team determined that many of Defendant's outbound transmissions contained material non-public Intuitive information. My team promptly notified Intuitive HR personnel as well as Defendant's direct supervisor, Kornkanok Phutrakul, so that those with greater subject matter knowledge concerning Defendant's duties and the information he exfiltrated could review and take appropriate corrective or other actions. My team also disabled Defendant's ability to send additional emails to his Gmail account and restricted his access to other company resources in order to avoid any further unauthorized use or dissemination of Intuitive confidential information.

7. After my team disabled Defendant's ability to transmit emails to his Gmail account, Defendant attempted on October 8, 2024 to send additional emails to his Gmail account, including with the subject lines enumerated below. Intuitive's security response successfully blocked these attempted outbound transmissions by Defendant.

- "FW: [REDACTED]"
- "FW: [EXTERNAL] [REDACTED]"
- "FW: [EXTERNAL] [REDACTED]"
- "FW: [EXTERNAL] [REDACTED]"
- [REDACTED]"
- "FW: [REDACTED]"
- "FW: [REDACTED]"
- "FW: [REDACTED]"


- 1 • "FW: [EXTERNAL] RE: [REDACTED]
- 2 [REDACTED]"
- 3 • "FW: [REDACTED]"
- 4 • "FW: [REDACTED]"
- 5 • "[REDACTED]"
- 6 • "RE: [REDACTED]"
- 7 • "FW: [EXTERNAL] [REDACTED]"
- 8 [REDACTED]"

9 8. I understand that Defendant was advised at approximately 3:30 p.m. pacific on  
10 September 10, 2024 that Intuitive had determined to eliminate his role.

11 9. Attached hereto as **Exhibit 1** is a true and correct copy of a report prepared by my  
12 team and setting forth the timestamp (pacific time), subject line, and attachment file names for each  
13 email Defendant sent to his Gmail account after 3:30 p.m. pacific on September 10, 2024.

14  
15 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
16 knowledge following a reasonable and diligent inquiry.

17  
18 Dated: October 24, 2024

Signed by:  
  
AAC4CF227E61417  
Cameron Slye